

STATE OF SOUTH CAROLINA

(Caption of Case)

Application of Carolina Water Service, Inc.
for Approval of a Contract with Palmetto
Acquisition & Investment, LLC to Serve Marlin
Bay Subdivision in York County

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET
NUMBER: 2008 - 339 - WS

(Please type or print)

Submitted by: Benjamin P. Mustian

Address: Post Office Box 8416
Columbia, SC 29202

SC Bar Number: 68269

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Other:

Email: bmustian@willoughbyhoefer.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition

☐ Request for item to be placed on Commission's Agenda expeditiously

☒ Other:

INDUSTRY (Check one)

- ☐ Electric
☐ Electric/Gas
☐ Electric/Telecommunications
☐ Electric/Water
☐ Electric/Water/Telecom.
☐ Electric/Water/Sewer
☐ Gas
☐ Railroad
☐ Sewer
☐ Telecommunications
☐ Transportation
☐ Water
☒ Water/Sewer
☐ Administrative Matter
☐ Other:

NATURE OF ACTION (Check all that apply)

- ☒ Affidavit
☐ Agreement
☐ Answer
☐ Appellate Review
☐ Application
☐ Brief
☐ Certificate
☐ Comments
☐ Complaint
☐ Consent Order
☐ Discovery
☐ Exhibit
☐ Expedited Consideration
☐ Interconnection Agreement
☐ Interconnection Amendment
☐ Late-Filed Exhibit
☐ Letter
☐ Memorandum
☐ Motion
☐ Objection
☐ Petition
☐ Petition for Reconsideration
☐ Petition for Rulemaking
☐ Petition for Rule to Show Cause
☐ Petition to Intervene
☐ Petition to Intervene Out of Time
☐ Prefiled Testimony
☐ Promotion
☐ Proposed Order
☐ Protest
☐ Publisher's Affidavit
☐ Report
☐ Request
☐ Request for Certification
☐ Request for Investigation
☐ Resale Agreement
☐ Resale Amendment
☐ Reservation Letter
☐ Response
☐ Response to Discovery
☐ Return to Petition
☐ Stipulation
☐ Subpoena
☐ Tariff
☐ Other:

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SEP 18 2008

RETURN TO: Pop due 10/9/08

Print Form

Reset Form

PSC SC
DOCKETING DEPT.

WILLOUGHBY & HOEFER, P.A.

ATTORNEYS & COUNSELORS AT LAW

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COLUMBIA, SOUTH CAROLINA 29202-8416

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TRACEY C. GREEN
SPECIAL COUNSEL

*ALSO ADMITTED IN TX

September 17, 2008

VIA HAND-DELIVERY

The Honorable Charles L.A. Terreni
Chief Clerk/Administrator
Public Service Commission of South Carolina
101 Executive Center Drive
Columbia, South Carolina 29210

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SC PUBLIC SERVICE
COMMISSION

20 SEP 17 PM 2:45

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RE: Application of Carolina Water Service, Inc. for approval of a contract with
Palmetto Acquisition & Investment, LLC to serve Marlin Bay Subdivision in
York County;
Docket No. 2008-339-W/S

Dear Mr. Terreni:

Enclosed for filing please find the original and five (5) copies of the Affidavit of Publication in the above-referenced matter. By copy of this letter, I am serving counsel for the Office of Regulatory Staff with a copy of same and enclose a certificate of service to that effect. I would appreciate your acknowledging receipt of this document by date-stamping the extra copy that is enclosed and returning it to me via my courier.

If you have any questions or if you need any additional information, please do not hesitate to contact us.

Sincerely,

WILLOUGHBY & HOEFER, P.A.



Benjamin P. Mustian

Enclosures

cc: Shannon Bowyer Hudson, Esq.

Name Willoughby & Haefey, PA
The Herald

Rock Hill, S.C.

Cost of Advertisement \$
Cost of Affidavit \$
TOTAL \$ 0

STATE OF SOUTH CAROLINA
County of York

Maureen Funderburk

I, _____
of The Herald, a newspaper published in York County,
South Carolina, being duly sworn, certify that the
attached advertisement of:

NOTICE

was duly published in the afore said newspaper on these
dates: 9-15-08

(Signed) Maureen Funderburk of The Herald

Sworn to and subscribed before me this 15th
day of September 2008

David C. Trull
Notary Public for South Carolina
My commission expires September 23, 2015.

Name _____
No. 08555526 \$ _____
Filed _____

On (date) 9-15-08

CERTIFICATION
OF PUBLICATION OF LEGAL NOTICE IN

The Herald

Rock Hill, York Co., S.C. for _____ / _____ consecutive
week(s), beginning 9-15-08

vs. _____

Paid _____

Date 20 _____

**EXTRA CHARGE FOR LOST
OR
DUPLICATE AFFIDAVITS**

**THIS IS AN IMPORTANT
LEGAL DOCUMENT.
PLEASE DO NOT DESTROY!**

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

DOCKETING DEPARTMENT

NOTICE OF FILING

DOCKET NO. 2008-339-W5

Application of Carolina Water Service, Inc. for Approval of a Contract with Palmetto Acquisition & Investment, LLC to serve Martin Bay Subdivision in York County

Carolina Water Service, Inc. ("Applicant" or "Utility") has filed an application with the Public Service Commission of South Carolina ("Commission") pursuant to 26 S.C. Code Ann. §§. 100-541 and 100-743 for approval of a contract between it and Palmetto Acquisition & Investment, LLC.

The Applicant is a public utility currently authorized to operate water and wastewater systems under the jurisdiction of the Commission in York County, as well as certain other counties in the state. The Applicant and Developer have entered into an agreement dated August 11, 2008 for water and wastewater utility service provided by the Applicant.

According to the Application, the Utility proposes to serve the "Martin Bay Subdivision" ("Development") which will consist of approximately eleven (11) single family residential homes, fifty-seven (57) townhouse units, and one (1) recreational/loop area facility when completed. The Agreement provides, in part, that Developer will construct all of the necessary water-distribution and wastewater collection facilities ("Facilities") required to serve the Development, interconnect the facilities with the Utility's existing water and wastewater systems, acquire all necessary easements and rights-of-way ("Easements") and convey such Facilities and Easements to the Applicant.

The Applicant states that the proposed development is within the Applicant's Commission authorized service area in York County.

A copy of the Company's Application can be obtained from the Commission at the following address: Public Service Commission of South Carolina, Docketing Department, 101 Executive Center Drive, Columbia, South Carolina 29210. Additionally, the Application is available on the Commission's website at www.psc.sc.gov and is available to the Honorable P. Munif, Esquire, Willoughby & Haefey, P.A., Post Office Box 8416, Columbia, South Carolina 29202-8416.

A public hearing, if scheduled, will be held in the Commission's Hearing Room, Synergy Business Park, Suite 100, 101 Executive Center Drive, Columbia, South Carolina, for the purpose of receiving testimony and other evidence from all interested parties regarding this Application. The time and date of this hearing will be furnished to all interested parties at a later date.

Any person who wishes to participate in this matter, as a party of record with the rights and obligations of a party, should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before October 9, 2008, and indicate the amount of time required for his presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene. Please refer to Docket No. 2008-339-W5.

Any person who wishes to testify and present evidence at the hearing, if scheduled, should notify the Docketing Department, in writing, at the address below, The Office of Regulatory Staff, at 1401 Main Street, Suite 100, Columbia, South Carolina 29201, and P. Munif, Esquire, at the above address, on or before October 9, 2008, and indicate the amount of time required for his presentation. Please refer to Docket No. 2008-339-W5.

Any person who wishes to be notified of the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Docketing Department, in writing, at the address below on or before October 9, 2008. Please refer to Docket No. 2008-339-W5.

PLEASE TAKE NOTICE: Any person who wishes to have his or her comments considered as part of the official record of the proceeding MUST present such comments, in person, to the Commission during the hearing.

Persons seeking information about the Commission's procedures should contact the Commission at (803) 896-5100.

Public Service Commission of South Carolina
Attn: Docketing Department
Post Office Drawer 1149
Columbia, South Carolina 29211

9/16/08-dba
08555526

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2008-339-WS

IN RE:

Application of Carolina Water Service,
Inc. for approval of a contract with
Palmetto Acquisition & Investment,
LLC to serve Marlin Bay Subdivision
in York County.

CERTIFICATE OF SERVICE

This is to certify that I have caused to be served this day one (1) copy of the **Affidavit of Publication** in the above-captioned matter by placing same in the care and custody of the United States Postal Service with first class postage affixed thereto and addressed as follows:

Shannon Bowyer Hudson, Esquire
Office of Regulatory Staff
Post Office Box 11263
Columbia, South Carolina 29211

Clark Fancher
Clark Fancher

Columbia, South Carolina
This 17th day of September, 2008.

RECEIVED
2008 SEP 17 PM 2:45
SO PUBLIC SERVICE
COMMISSION